

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
No. 7:10-CV-97-D

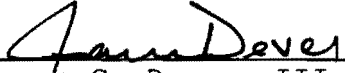
|                    |   |           |
|--------------------|---|-----------|
| ERNEST TAYLOR,     | ) |           |
|                    | ) |           |
| Plaintiff,         | ) |           |
|                    | ) | O R D E R |
| v.                 | ) |           |
|                    | ) |           |
| MICHAEL J. ASTRUE, | ) |           |
| Commissioner of    | ) |           |
| Social Security,   | ) |           |
|                    | ) |           |
| Defendant.         | ) |           |

This matter is before the court on Plaintiff's Motion for Judgment on the Pleadings and Defendant's Motion for Remand to the Commissioner. Plaintiff's counsel has indicated that he consents to the Government's Motion for Remand.

Accordingly, for good cause shown, the Court hereby reverses the Commissioner's decision under sentence four of 42 U.S.C. § 405(g) and § 1383(c)(3) and remands the case to the Commissioner for further proceedings. See Shalala v. Schaefer, 509 U.S. 292 (1993); Melkonyan v. Sullivan, 501 U.S. 89 (1991).

Upon remand, Plaintiff shall be allowed further administrative proceedings before an administrative law judge for further evaluation of Plaintiff's mental impairment, medical source opinions, credibility, and residual functional capacity. The Clerk of Court is directed to enter a separate judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

SO ORDERED this 15 day of February, 2011.

  
James C. Dever, III  
United States District Judge